

Alstate Process Service Inc.

60 BURT DRIVE

DEER PARK, NEW YORK 11729

631/667-1800

UNITED STATES SOUTHERN DISTRICT COURT

COUNTY OF NEW YORK

INDEX NO.: 07 CIV 10263

MERRILL HERMAN AND SHARRON DUPLER

against

DAVID BERSON, ET AL

Plaintiff(s)

Defendant(s)

AFFIDAVIT  
OF  
SERVICE

STATE OF NEW YORK, COUNTY OF SUFFOLK

GERARD SCULLY

ss.:

being duly sworn, deposes and says: that deponent is not a party

to this action, is over 18 years of age and resides in

The State of New York

That on 11/21/07 3:08 PM at 5 DARENY COURT, MELVILLE NY 11747

deponent served the within SUMMONS AND COMPLAINT bearing Index# 07 CIV 10263 & filing date 11/13/07

on

DARENY COURT QUALIFIED VENTURES, L.L.C.

defendant therein named,

INDIVIDUAL

☐

by delivering thereat a true copy of each to said defendant personally; deponent knew said person so served to be the person described as said defendant therein. (S)He identified (her) himself as such.

CORPORATION

☒

a LIMITED LIABILITY CO , by delivering thereat a true copy of each to

DAVID BERSON

personally; deponent knew said LIMITED LIABILITY CO

so served to be the LIMITED LIABILITY CO

described as the named

defendant and knew said individual to be the PRESIDENT

thereof an authorized person to accept service of process

SUITABLE  
AGE PERSON

☐

by delivering thereat a true copy of each to

a person of suitable age and discretion. That person was also asked by deponent whether said premises was the defendant's

and the reply was affirmative.

AFFIXING TO  
DOOR, ETC.

☐

by affixing a true copy of each to the door of said premises, which is defendant's

within the state. Deponent was unable, with due diligence to find defendant or a person of suitable age and discretion thereat, having verified defendant's

with

and having called there on

2 STORY WHITE SIDED RESIDENCE

MAILING

☐

On

deponent also enclosed a copy of same in a postpaid sealed wrapper properly addressed to defendant at defendant's

and deposited said wrapper in a post office of the United States Postal Service within New York State.

DESCRIPTION

Deponent describes the individual served to the best of deponent's ability at the time and circumstances of service as follows:

Sex	Skin Color	Hair Color	Age (Approx.)	Height (Approx.)	Weight (Approx.)
MALE	WHITE	GRAY	53	6' 1	200

USE IN  
NYC CIVIL CT.

☐

Other identifying features: MOUSTACHE/GLASSES

The language required by NYCRR 2900.2(e), (f) & (h) was set forth on the face of said summons(es).

MILITARY  
SERVICE

☐

I asked the person spoken to whether defendant was in active military service of the United States or of the State of New York in any capacity whatever and received a negative reply.

The source of my information and the grounds of my belief are the conversations and observations above narrated.

Upon information and belief I aver that the defendant is not in the military service of New York State or of the United States as that term is defined in either the State or Federal statutes.

SWORN TO BEFORE ME ON

ANGELA WICHTENDAHL  
NOTARY PUBLIC - STATE OF NEW YORK  
NO. 01WI6093107  
QUALIFIED IN SUFFOLK COUNTY  
MY COMMISSION EXPIRES 05/27/2011

GERARD SCULLY

LICENSE NO. 1007503